



1 2. First formal level: \_\_\_\_\_

2 \_\_\_\_\_

3 \_\_\_\_\_

4 3. Second formal level: \_\_\_\_\_

5 \_\_\_\_\_

6 \_\_\_\_\_

7 4. Third formal level: \_\_\_\_\_

8 \_\_\_\_\_

9 \_\_\_\_\_

10 E. Is the last level to which you appealed the highest level of appeal available to you?

11 YES ☒ NO ☐

12 F. If you did not present your claim for review through the grievance procedure, explain why.

13 \_\_\_\_\_

14 \_\_\_\_\_

15 \_\_\_\_\_

16 **II. Parties.**

17 A. Write your name and present address. Do the same for additional plaintiffs, if any.

18 5555 GIANT HIGHWAY RICHMOND CA 94806

19 \_\_\_\_\_

20 \_\_\_\_\_

21 B. For each defendant, provide full name, official position and place of employment.

22 ALL COOKS AND HEADCOOK AZTIAN EMPLOYED AT

23 MARTINEZ DETENTION FACILITY AND WEST COUNTY DETENTION

24 FACILITY COUNT JAIL IN CONTRA COSTA COUNTY

1 **III. Statement of Claim.**

2 State briefly the facts of your case. Be sure to describe how each defendant is involved  
3 and to include dates, when possible. Do not give any legal arguments or cite any cases or  
4 statutes. If you have more than one claim, each claim should be set forth in a separate  
5 numbered paragraph.

6 IVE BEEN INCARCERATED INSIDE OF CONTRA COSTA COUNTY JAILS  
7 SINCE SEPTEMBER 25, 2018 I DID NOT EAT THERE FOOD BECAUSE  
8 IT LOOKED WEIRD. SO I DEPENDANT ON COMMISSARY UNTILL  
9 MARCH 2020 THINGS GOT DIFFICULT FOR THE SUPPORT I HAD  
10 SO I HAD TO RELY ON THE COUNTY JAIL FOOD TO EAT,  
11 APRIL 8, 2020 I ATE MEAT THATS PROVIDED BY THE COUNTY AND  
12 HAD A SERIOUS ALLERGIC REACTION, SWELLING OF THE THROUGHT  
13 FEET AND HANDS, NAUSEA, AND HIVES, THE COUNTY JAIL MEALS ARE  
14 95% SOY BASED ALMOST EVERY MEAL IS CONTAINED BY SOY.  
15 I WAS ALREADY ALLERGIC TO ALMONDS, EGGS, AND BEANS SO I  
16 WAS PLACED ON A VEGATARIAN DIET, WHICH IM NOT A VEGATARIAN  
17 THE AMOUNT GIVEN WAS AND IS UNDER 1000 CALARIES AND LESS THAN

18 **IV. Relief.** THAN 24 GRAMS OF PROTIEEN THERE IS NO HIGH PROTIEEN.  
19 BEFOR PLACED ON THE DIET I WAS FED THE THINGS I AM ALLERGIC TO

20 Your complaint must include a request for specific relief. State briefly exactly what you  
21 want the court to do for you. Do not make legal arguments and do not cite any cases or  
22 statutes.

23 TO CONSIDER OTHERS LIKE MYSELF WHO MAY BE ALLERGIC  
24 TO A VARIETY OF THINGS AND TO MAKE BETTER MEALS FOR  
25 PEOPLE AS MYSELF AND TO GRANT COMPENSATORY DAMAGES  
26 IN THE AMOUNT OF \$180,000.00 ONE HUNDRED AND THIRTY THOUSAND  
27 AGINST DEFENDANTS JOINTLY AND SEVERALLY AND JURY TRIAL ON ALL  
28 ISSUES TRIABLE BY JURY

29 I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

30 Executed on: JANUARY 19, 2021

Date

Signature of Plaintiff



RODRIC PETRECE STANLEY JR.

PLAINTIFF,

V.

MARTINEZ DETENTION FACILITY;  
WEST COUNT DETENTION FACILITY  
COOKS AND KITCHEN STAFF

DEFENDANTS.

COMPLAINT

## I. JURISDICTION AND VENUE

1. THIS IS A CIVIL ACTION AUTHORIZED BY 42 U.S.C SECTION 1983 TO REDRESS THE DEPRIVATION UNDER COLOR OF STATE LAW, OF RIGHTS SECURED BY THE CONSTITUTION OF THE UNITED STATES. THE COURT HAS JURISDICTION UNDER 28 U.S.C SECTION 1331 AND 1343 (A) (3). PLAINTIFF STANLEY SEEKS DECLARATORY RELIEF PURSUANT TO 28 U.S.C SECTION 2201 AND 2202. PLAINTIFF STANLEY CLAIMS FOR INJUNCTIVE RELIEF ARE AUTHORIZED BY 28 U.S.C. SECTION 2283 AND 2284 AND RULE 65 OF THE FEDERAL RULES OF CIVIL PROCEDURE.
2. THE NORTHERN DISTRICT OF CALIFORNIA IS AN APPROPRIATE VENUE UNDER 28 U.S.C SECTION 1391 (B) (2) BECAUSE IT IS WHERE THE EVENTS RISE TO THIS CLAIM OCCURRED.

## II. PLAINTIFF.

3. PLAINTIFF RODRIC PETRECE STANLEY JR. IS AND WAS AT ALL TIMES MENTIONED HEREIN A INMATE AT CONTRA COSTA COUNTY DETENTION FACILITY IN CUSTODY OF BOTH MARTINEZ DETENTION FACILITY AND WEST COUNTY DETENTION FACILITY. HE IS CURRENTLY CONFINED IN WEST COUNTY DETENTION FACILITY.

## III. DEFENDANTS.

4. CONTRA COSTA COUNTY COOKS AND KITCHEN STAFF IS ASSIGNED COOKS AND STAFF WHO PROVIDE EACH INDIVIDUAL MEALS, DIETS, AND ALLERGY FOOD TO INMATES IN CONTRA COSTA COUNTY JAILS WHO ARE RESPONSIBLE FOR EACH MEAL PROVIDED TO EACH INMATE.



5. CONTRA COSTA COUNTY COOKS AND STAFF IS SUED TOGETHER AND IN DEFENDANTS OFFICIAL CAPACITY. AT ALL TIMES MENTIONED IN THIS COMPLAINT DEFENDANTS ACTED UNDER COLOR OF STATE LAW.

#### IV. FACTS.

6. On APRIL 8, 2020 PLAINTIFF ATE SOY MEAT FOR THE FIRST TIME WHICH IS PROVIDED TO INMATES IN CONTRA COSTA COUNTY, BY THE KITCHEN COOKS. DUE TO THE PANDEMIC PLAINTIFF FAMILY SUFFERED FROM IT DUE TO CLOSURE OF BUSINESSES, WHICH STOP PLAINTIFF FROM GETTING MONEY PLACED ON HIS BOOKS FOR PLAINTIFF STANLEY TO ORDER FROM COMMISSARY. CAUSING STANLEY TO RELY ON EATING COUNTY ISSUED FOOD. PLAINTIFF HAD A ALLERGIC REACTION, AFTER TAKEN A FEW BITES, PLAINTIFF SUFFERED FROM THE SOY BASED MEAT WITH HIVES, AND SWELLING OF ANKLES AND THROUGHT STANLEY WAS SEEN BY MEDICAL AND WROTE ON INMATES REQUEST SLIP ABOUT THE REACTIONS, (MEDICAL R.N) ETHAN PROVIDED HIM WITH A MEDICAL SLIP DESCRIBING PLAINTIFF ALLERGIES, WHICH WAS (EGGS, BALONEY, BEANS, RICE ALMONDS, AND SOY) COOKS WERE NOTIFIED WITH A COPY AS WELL. (MEDICAL SLIP ATTACHED)

7. ON APRIL 19, 2020 THE COOKS INSIDE MARTINEZ DETENTION FACILITY SENT STANLEY SOY MEAT AS WELL AS BALONEY DISREGARDING STANLEY HEALTH STANLEY NOTIFIED DEPUTIES THAT HE WAS ALLERGIC TO SOY AND BALONEY DEPUTY ALFARO CALLED THE COOKS IN THE KITCHEN TO NOTIFY THEM AND THE COOK TOLD DEPUTY ALFARO "THE MEAT WAS NOT SOY." DEPUTY ALFARO RELIED THE COMMENT THE COOK SAID, AND STANLEY HE IS NOT EATING THAT MEAT. DEPUTY ALFARO DOCUMENTED STANLEY REFUSED HIS MEAL, STANLEY WROTE MEDICAL DR. JESSICA C STANDISH (GRIEVANCE ATTACHED) DR. STANDISH NOTIFIED THE COOKS OF ALL ALLERGIES.

8. DUE TO THESE INCIDENTS STANLEY SPOKE TO HIS FAMILY AND LET THEM NO WHAT WAS GOEN ON, PLAINTIFF DESIDED THEY RATHER GO WITHOUT A LITTLE WHILE TO PROVIDE STANLEY TO ORDER FROM COMMISSARY. STANLEY WENT ON A HUNGER STRIKE APRIL 20, 2020.

9. ON APRIL 28, 2020 STANLEY WAS STILL ON A HUNGER STRIKE, THE COOKS STILL SENT STANLEY SOY BASED MEAT, AND OTHER THINGS PLAINTIFF WAS ALLERGIC TO, STANLEY WROTE TO THE KITCHEN MULTIPUL TIMES WITH NO REPLY BACK. PLAINTIFF THEN WRITES DR STANDISH AGIN (GRIEVANCE ATT) SHE EXPLAINED SHE INCLUDED ANOTHER ORDER.

10. ON MAY 27, 2020 STANLEY REMAINED ON A HUNGER STRIKE PASSING OUT INBETWEEN 4-28 - MAY 27, 2020 PLAINTIFF WAS SOUGHT BY MEDICAL DEPUTIES ASKED FOR THE HEALTH OF PLAINTIFF THEY WILL PROVIDE STANLEY DELI TURKEY AND CHEESE, AND WHAT EVER ELSE THEY CAN THEY INSTRUCTED STANLEY JUST TO EAT SOMTHING. STANLEY FINALY ATE. PLAINTIFF WAS STILL BEING SENT SOY MEAT. PLAINTIFF WROTE A GRIEVANCE TO L.T WOODEN



11. ON JUNE 4, 2020 STANLEY WENT BACK ON A HUNGER STRIKE, DUE TO NOTHING NOT CHANGING. AND EVERY DEPUTY WAS NOT PROVIDING STANLEY DELI TURKEY AND CHEESE, STANLEY WROTE TO MEDICAL (GRIEVANCE ATT) PLAINTIFF AT THIS TIME IS 256 POUNDS

12. ON JUNE 10, 2020 STANLEY IS STILL ON A HUNGER STRIKE, DUE TO THE COOKS IN MARTINEZ DETENTION FACILITY IGNORING THAT PLAINTIFF IS ALLERGIC TO SOY MEAT, RICE, EGGS, BEANS, DATS, BALONEY, AND ALMONDS. STANLEY WROTE A GRIEVANCE (GRIEVANCE ATT) EXPLAINING THE REASON STANLEY WAS CURRENTLY ON A HUNGER STRIKE, AND THAT PLAINTIFF WOULD NOT BE DRINKING WATER AS WELL BECAUSE THE KITCHEN DESIDED TO NOT ONLY FEED STANLEY THINGS HE WAS ALLERGIC TO BUT DESIDED TO FEED HIM UNDER CDC GUIDE LINES OF PROTIEH/HIGH PROTIEHS AND CALORIES. THE COOKS TOOK AWAY THE SOY MEAT AND REPLACED IT WITH RICE AND 2 SLICES OF SWEET PATATO. EVERYDAY FROM JUNE 5 - JUNE 10, 2020, DEPRIVING STANLEY OF A REGULAR DIET AND PROTIEHS AND CALORIES. YET STILL SENDING STANLEY RICE WHICH HE IS ALLERGIC TO.

13. ON JUNE 16, 2020 STANLEY WAS STILL ON A HUNGER STRIKE PASSING OUT TWICE STANLEY WAS STILL BEING SENT BY COOKS THE SAME MEAL EVERYDAY VIOLATING CONTRA COSTA COUNTY INMATE TITLE 15 RULES THAT STATES INMATES WILL BE PROVIDED A VARIETY OF NUTRISHES MEALS (EVEN ALLERGY AND RELIGIOUS MEALS) STANLEY WROTE TO DR. STANDISH (GRIEVANCE ATT) AND WAS TOLD DR. STANDISH WAS OUT AND DR. HOLLANDBERRY SAID SHE WOULD INVISTIGATE.

14. ON JUNE 23, 2020 STANLEY WAS NO LONGER ON A HUNGER STRIKE DUE TO MEDICAL CONCERNS. COOKS WERE STILL SENDING STANLEY THINGS HE WAS ALLERGIC TO. STANLEY RELIED ON COMMISSARY TO SURVIVE INSIDE MARTINEZ DETENTION FACILITY. STANLEY RECIEVED A RESPOND BACK FROM DR. STANDISH (COPY ATT) IN SUM SHE PERSONALLY SPOKE TO THE COOKS, AND DISCOVERED EVERY PATTY/MEAT-BASED MEAT WAS SOY BASED. ON JUNE 23, 2020, THE COOKS FINALLY GAVE STANLEY TUNA, FRESH VEGGIES AND FRUIT FOR LUNCH, AND CHICKEN BREAST, POTATOS AND FRESH VEGGIES FOR DINNER.

15. ON JULY 14, 2020 STANLEY WAS TRANSFERED TO WEST COUNTY DETENTION FACILITY. AT MEAL TIME STANLEY PROVIDED DEPUTIES COPIES OF HIS ALLERGIC ALLERGIES. AS WELL AS THE COPY OF DR. STANDISH CONFIRMING COPY OF SPEAKING WITH COOKS IN MARTINEZ DETENTION FACILITY. THE COOKS IN WEST COUNTY PROVIDED



Case 4:21-cv-00832-KAW Document 1 Filed 02/02/21 Page 7 of 24  
1 PLAINTIFF ARE LOST 21 POUNDS STANLEY BEING ALLERGIC TO RICE CAUSED  
2 HIM TO WRITE A GRIEVANCE THAT WAS NEVER RESPONDED UPON.

3 16. ON JULY 16, 2020 STANLEY WENT ON A HUNGER STRIKE DUE TO  
4 COOKS NOT ACCOMMODATING STANLEY'S ALLERGIES. STANLEY HAD  
5 NURSES CALL DR. STANDISH TO CONFIRM THAT HE WAS BEING SERVED  
6 TUNA, CHICKEN BREAST AND DELI TURKEY BEFORE ARRIVING AT WEST  
7 COUNTY DETENTION FACILITY. THE COOKS WERE ASKED TO PROVIDE  
8 STANLEY THE SAME MEAL MARTINEZ DETENTION FACILITY PROVIDED  
9 STANLEY. DUE TO THE RIGHT AMOUNT OF HIGH PROTEIN AND CALORIES  
10 AND NOT RISKING STANLEY HEALTH WITH ANYTHING ELSE. INSTEAD  
11 THE COOKS IGNORED THE RECOMMENDATION AND GAVE STANLEY SOY  
BASED PROTEIN SHAKES EVERY MEAL, A APPLE AND 2 BANANAS FOR  
BREAKFAST AND RICE PEAS AND CORN FOR DINNER AND LUNCH EVERY  
SINGLE DAY UNTILL AUGUST 6, 2020.

12 17. ON AUGUST 6, 2020 STANLEY WAS ON A HUNGER STRIKE FOR  
13 21 DAYS. STANLEY PASSED OUT AND SUFFERED KIDNEY PAIN. DUE TO THE  
14 COOKS FEEDING STANLEY FOOD THAT HE WAS ALLERGIC TO. STANLEY  
15 WROTE GRIEVANCES TO NURSE VAL, THE COOKS, AND TO THE  
16 FACILITY COMMANDER (GRIEVANCES ATT) STANLEY AT THIS TIME  
WEIGHT WAS 243 POUNDS MEANING PLAINTIFF LOST 19 POUNDS DUE  
TO BEING ON A HUNGER STRIKE OFF AND ON BECAUSE OF COOKS  
DISREGARD OF STANLEY HEALTH.

17 18. ON AUGUST 19, 2020 STANLEY STILL ON A HUNGER STRIKE  
18 SURVIVING AT THIS TIME OFF OF GATORADE, AND A HEALTH SHAKE  
19 OFF OF COMMISSARY. WATER AND VITAMINS CONDUCTED A SIT  
20 DOWN/PROTEST. CALLED FOX NEWS (LISA FERNANDEZ) INFORMING  
21 THE MEDIA ABOUT STANLEY CONDITIONS INSIDE OF CONTRA COSTA  
22 COUNTY JAIL. STANLEY AND ABOUT 21 INMATES REFUSED TO  
23 LOOK DOWN. THIS CAUSED FOL SERGEANT, AND FACILITY COMMANDER  
24 TO ARRIVE. AFTER SEVERAL INMATES COMPLAIN ABOUT INDIVIDUALLY  
25 SEPERATE THINGS STANLEY DESIDED TO ADDRESS THE MATTER  
26 AT HAND. PLAINTIFF INFORMED THEM HE FEARED FOR HIS  
SAFETY DUE TO HIS (HEALTH, AND HIS PHYSICAL SAFETY)  
L.T HERQUEZE INFORMED PLAINTIFF THAT HE PERSONALLY MAKE SURE  
SOME CHANGES BE MADE REGARDING STANLEY'S MEALS.

27 19. NOVEMBER 26, 2020 STANLEY HAS STILL BEEN PROVIDED THE SAME  
28 MEAL EVERYDAY SINCE AUGUST 6, 2020 STILL BEING DEPRIVED HIGH



Case 4:21-cv-00832-KAW Document 1 Filed 02/02/21 Page 8 of 24  
PROTEIN AND 54 GRAMS OF PROTIE. BEING  
WAY UNDER 1500 CALORIES AND 54 GRAMS OF PROTIE. STANLEY WROTE  
MEDICAL EXPLAINING HE IS NO LONGER BUYING COMMISSARY AND  
CONCERN ABOUT HIS HEALTH DUE TO HIM BEING FORCED TO ONLY  
SURVIVE OFF FRUITS AND VEGGIES THAT IS ONLY GIVEN TO PLAINTIFF  
BY OTHER INMATES. MEALS ARE SERVED (4am BREAKFAST) (10am LUNCH)  
AND (4pm DINNER) STANLEY ACKNOWLEDGED MEDICAL AND COOKS  
ABOUT THESE MATTERS AT THIS TIME PLAINTIFF WIEGHT IS  
229 POUNDS.

20. ON DECEMBER 2 2020 PLAINTIFF STANLEY DESIDED TO GO BACK  
ON A HUNGER STRIKE NOT DRINKING ANY FLUIDS AS WELL.... HE  
ATE HIS LAST MEAL ON THIS DAY WHICH WAS A SMALL AMOUNT  
OF FOOD AND WATER HE INFORMED MEDICAL HE WANT EAT OR  
DRINK UNTILL THE COOKS CONSIDER STANLEY PLEA.

#### V. EXHAUSTION OF LEGAL REMEDIES.

21. PLAINTIFF STANLEY USED THE COUNTY JAIL GRIEVANCE PROCEEDURE  
AVAILABLE AT CONTRA COSTA COUNTY JAIL'S TO TRY AND  
ACKNOWLEDGED THE PROBLEM, AS WELL AS USEN MEDICAL  
ASSISTANCE, FROM APRIL 8 2020 - DECEMBER 2 2020 AND STILL  
A CONTINVANCE. PLAINTIFF STANLEY PRESENTED "FACTS" RELATED TO  
COMPLAINT. ON NO TIME DID PLAINTIFF GET A ACCOMENDATION  
FROM COOKS UNTILL DR. STANDISH PROVIDED PROFF IN MARTINEZ  
DETENTION FACILITY. PLAINTIFF HAVE COPIYS VERIFYING THAT STANLEY  
EXCERCISED HIS RIGHTS (ALL GRIEVANCES AND ALLERGIC SLIPS AS  
WELL AS DR. STANDISH COPY ARE ALL ATTACHED)

#### VI. LEGAL CLAIMS

22. PLAINTIFF REALLEGE AND INCORPORATE BY REFERENCE  
PARAGRAPH. 1-21.

23. DEFENDANTS CONTRA COSTA COUNTY COOKS FAILED TO REGARD  
PLAINTIFF HEALTH BY DELIBERATELY SENDING STANLEY FOOD HE  
IS ALLERGIC TO. THEN PROVIDING PLAINTIFF BELOW 1500 CALORIES  
AND 54 GRAMS OF PROTIE AND HIGH PROTIE. PLAINTIFF WROTE  
GRIEVANCES REGARDING HIS HEALTH AND SAFETY AND EACH  
TIME DEFENDANTS FAILED IN COMPARATIVE NEGLIGENCE  
CAUSING PLAINTIFF RISK HIS HEALTH MORE TO GET THE



ATTENTION TO THE SITUATION DEFENDANTS PLACED PLAINIFF IN THE SENDING  
 SOY MEAT, RICE, AND SOY PROTIEN SHAKES. ALSO GIVEN PLAINTIFF ONLY  
 A APPLE 2 BANANAS AND A SOY PROTIEN SHAKE, FOR BREAKFAST AND  
 RICE PEAS AND CORN FOR LUNCH AND DINNER REPETIVELY APON  
 DELIBERATE DIFFERENTLES PLAINTIFF WRITTING GRIEVANCES PLAINTIFF FOOD  
 LOOKED AS IF WITH NO CARE PREPARING PLAINTIFF MEAL DEFENDANTS  
 VICARIOUS LIABILITY AND FAILURE OF DREACH DUTY THAT CAUSED  
 PLAINTIFF STANLEY TO BE WITHOUT FOOD THAT ACCOMENDATES HIS  
 ALLERGIES, PASSING OUT A FEW TIMES, KITNEY PAINS, LOST OF IRON  
 FORCING PLAINTIFF TO SURVIVE OFF OF COMMISSARY TO EAT.  
 DEFENDANTS IGNORED THE CONCERNS OF STANLEY VIOLATING  
 PLAINTIFF RIGHTS UNDER THE EIGHTH AND FOURTEENTH AMENDMENT  
 TO THE UNITED STATES CONSTITUTION AND CAUSED PLAINTIFF STANLEY  
 PAIN, SUFFERING, PHYSICAL INJURY, EMOTIONAL DISTRESS AND DENYING  
 PLAINTIFF THE EQUAL PROTECTION OF LAWS.

23. PLAINTIFF STANLEY HAS NO PLAIN, ADEQUATE OR COMPLETE REMEDY  
 AT LAW TO REDRESS THE WRONGS BESIDES THE COPIES ATTACHED.  
 PLAINTIFF HAS BEEN AND WILL CONTINUE TO BE IRREPARABLY INJURED  
 BY THE CONDUCT OF THE DEFENDANTS UNLESS THE COURT GRANT  
 THE DECLARATORY AND INJUNCTIVE RELIEF WHICH PLAINTIFF SEEKS

## VII. PRAYER FOR RELIEF

WHEREFORE PLAINTIFF RESPECTFULLY PRAY THAT THIS COURT ENTER  
 JUDGMENT:

24. GRANTING PLAINTIFF STANLEY A DECLARATION THAT THE ACTS  
 AND OMISSIONS DESCRIBED HEREIN VIOLATES HIS RIGHTS UNDER  
 THE CONSTITUTION AND LAWS OF THE UNITED STATES AND.

25. A PRELIMINARY AND PERMANET INJUNCTION ORDERING DEFENDANTS  
 CONTRA COSTA COUNTY JAIL COOKS TO CONSIDER INMATES HEALTH  
 AND THERE SAFETY ALSO TO NEVER ALLOW A INMATE TO BE FED  
 THE PLAINTIFF WAS FED. AND

26. GRANTING PLAINTIFF STANLEY COMPENSATORY DAMAGES IN  
 THE AMOUNT OF \$100,000.00 AGINST DEFENDANTS JOINTLY AND  
 SEVERALLY.

27. PLAINTIFF STANLEY SEEKS PUNITIVE DAMAGES IN THE AMOUNT  
 OF \$30,000.00 PLAINTIFF SEEKS THESE DAMAGES AGINST DEFENDANTS  
 JOINTLY AND SEVERALLY.

28. PLAINTIFF ALSO SEEK A JURY TRIAL ON ALL ISSUES TRIABLE BY  
 JURY.

29. PLAINTIFF ALSO SEEK RECOVERY OF HIS COST IN THE AMOUNT  
OF \$3,600.00 DUE TO COMMISSARY AND ALSO PLAINTIFF SEEKS RECOVERY  
OF THE COST IN THIS SUIT AND.

30. ANY ADDITIONAL RELIEF THE COURTS DEEMS JUST PROPER AND  
EQUITABLE.

DATED: DECEMBER 4, 2020 FRIDAY

RESPECTFULLY SUBMITTED.

RODRIC PETRECE STANLEY JR.

#CC18K0926

1639 47<sup>th</sup> AVE

OAKLAND CA 94601

### VERIFICATION

I HAVE READ THE FORGOING COMPLAINT AND HEREBY VERIFY  
THAT THE MATTERS ALLEGED THEREIN ARE TRUE, EXCEPT AS TO  
MATTERS ALLEGED ON INFORMATION AND BELIEF. AND AS TO THOSE  
I BELIEVE THEM TO BE TRUE. I CERTIFY UNDER PENALTY OF PERJURY  
THAT THE FORGOING IS TRUE AND CORRECT.

EXECUTED AT WEST COUNTY DETENTION FACILITY IN RICHMOND CA,  
ON DECEMBER 4, 2020



RODRIC PETRECE STANLEY JR.



**BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY**  
**INSTRUCTIONS TO CLAIMANT**

- A. A claim relating to a cause of action for death or for injury to person or to personal property or growing crops shall be presented not later than six months after the accrual of the cause of action. A claim relating to any other cause of action shall be presented not later than one year after the accrual of the cause of action.  
(Gov. Code § 911.2.)
- B. Claims must be filed with the Clerk of the Board of Supervisors at its office in Room 106, County Administration Building, 651 Pine Street, Martinez CA 94553.
- C. If claim is against a district governed by the Board of Supervisors, rather than the County, the name of the District should be filed in.
- D. If the claim is against more than one public entity, separate claims must be filed against each public entity.
- E. Fraud- See penalty or fraudulent claims, Penal Code Sec. 72 at the end of this form.

RE: Claim By: RODRIC PETRECE  
STANLEY Jr.

Reserved for Clerk's filing stamp

Against the County of Contra Costa or

(MDF) (WCDF) Cook's District)  
 (Fill in the name)  
Martinez Detention Facility  
West County Detention Facility Cooks

The undersigned claimant hereby makes claim against the County of Contra Costa or the above-named district in the sum of \$ 30,000 and in support of the claim represents as follows:

1. When did the damage or injury occur? (Give exact date and hour)

April 20, 2020 12:54pm -

2. Where did the damage or injury occur? (Include city and county)

Martinez Detention Facility County Jail, Martinez (Contra Costa County) West County Detention Facility Richmond

3. How did the damage or injury occur? (Give full details; use extra paper if required)

I was deprived high proteins; given corn, lettuce; carrots, everyday also

4. What particular act or omission on the part of county or district officers, servants or employees

caused the damage or injury? Ignoring my acknowledging of the matter. I was denied a right, also; I went on a hunger strike; I was not checked upon by any sergeant or nurse for 8 days; I was given a food I'm allergic to causing

5. What are the names of county or district officers, servants or employees causing the damage or injury?

Martinez County Jail, West County Detention Facility, every cook in Martinez County Jail; Sergeant Haze, Perish; Murphy

6. What damage or injuries do you claim resulted? (Give full extent of injuries or damages claimed. Attach two estimates for auto damage.)

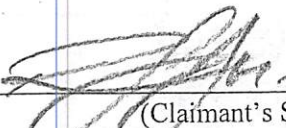
I was starved by being given corn, lettuce; peas for a meal, I was given a food I'm clearly allergic to; suffered with hives, swelling, nausea, vomiting, forced to be hungry for 19 days

7. How was the amount claimed above computed? (Include the estimated amount of any prospective damage or injury.) *The Pain i, suffering, the punitive punishment, the depriving of my rights.*
8. Names and addresses of witnesses, doctors and hospitals:  
*Dr. Jessica C Standish, 2500 Alhambra ave Martinez Ca, 94553*  
*Nurse Val 5555 Granthwy Richmond Ca, 94806*
9. List the expenditures you made on account of the accident or injury:

DATETIMEAMOUNT

SEND NOTICES TO: (Attorney)  
Name and address of Attorney

) Gov. Code Sec. 9110.2 provides "The claim shall be  
) signed by the claimant or by some person on his behalf.  
)

)   
) (Claimant's Signature)  
)

) *1639 47th ave Oakland Ca 94601*  
) (Address)  
)

Telephone No. \_\_\_\_\_

) Telephone No. *(510) 961-9308*  
)

**PUBLIC RECORDS NOTICE:**

Please be advised that this claim form, or any claim filed with the County under the Tort Claims Act is subject to public disclosure under the California Public Records Act. (Gov. Code §§ 6500 et seq.) Furthermore, any attachments, addendums, or supplements attached to the claim form, including medical records, are also subject to public disclosure.

**NOTICE:**

*Section 72 of the Penal Code provides:*

Every person who, with intent to defraud, presents for allowance or for payment to any state board or officer, or to any county, city or district board or officer, authorized to allow or pay the same if genuine, any false or fraudulent claim, bill, account voucher, or writing, is punishable either by imprisonment in the County jail for a period of not more than one year, by a fine of not exceeding one thousand dollars (\$1000.00), or by both such imprisonment and fine, or by imprisonment in the state prison, by a fine of not exceeding ten thousand dollars (\$10,000.000, or by both such imprisonment and fine.



RODRIC PETRECE STANLEY JR.  
PLAINTIFF,

- V -

WEST COUNTY DETENTION FACILITY  
CLASSIFICATION OFFICERS JONES, AND  
LUJAN;  
SERGEANT BURNS, SERGEANT  
HAYES AND SERGEANT ELLIS  
DEFENDANTS.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

COMPLAINT

FILED

JAN 22 2021

SUSAN Y. SOONG  
CLERK, U.S. DISTRICT COURT  
NORTH DISTRICT OF CALIFORNIA  
OAKLAND OFFICE

I. JURISDICTION AND VENUE

1. THIS IS A CIVIL ACTION AUTHORIZED BY 42 U.S.C. SECTION 1983 TO REDRESS THE DEPRIVATION, UNDER COLOR OF STATE LAW, OF RIGHTS SECURED BY THE CONSTITUTION OF THE UNITED STATES. THE COURT HAS JURISDICTION UNDER 28 U.S.C. SECTION 1331 AND 1343 (A)(3). PLAINTIFF STANLEY SEEKS DECLARATORY RELIEF PURSUANT TO 28 U.S.C. SECTION 2201 AND 2202. PLAINTIFF STANLEY CLAIMS FOR INJUNCTIVE RELIEF ARE AUTHORIZED BY 28 U.S.C. SECTION 2283 AND 2284 AND RULE 65 OF THE FEDERAL RULES OF CIVIL PROCEDURE.
2. THE NORTHERN DISTRICT OF CALIFORNIA IS AN APPROPRIATE VENUE UNDER 28 U.S.C. SECTION 1391 (B) (2) BECAUSE IT IS WHERE THE EVENTS GIVING RISE TO THIS CLAIM OCCURRED.

II. PLAINTIFF

3. PLAINTIFF RODRIC PETRECE STANLEY JR. IS AND WAS AT ALL TIMES MENTIONED HEREIN A INMATE AT CONTRA COSTA COUNTY DETENTION FACILITY IN CUSTODY OF BOTH MARTINEZ DETENTION FACILITY AND WEST COUNTY DETENTION FACILITY. HE IS CURRENTLY CONFINED IN WEST COUNTY DETENTION FACILITY.



## III. DEFENDANTS

4.

DEFENDANT LUJUAN IS A ASSIGNED CLASSIFICATION OFFICER FOR WEST COUNTY DETENTION FACILITY. HE IS LEGALLY RESPONSIBLE FOR THE HOUSING OF PROTECTED CUSTODY INMATES.

5. DEFENDANT. JONES IS A ASSIGNED CLASSIFICATION OFFICER FOR WEST WEST COUNTY DETENTION FACILITY. HE IS LEGALLY RESPONSIBLE FOR THE HOUSING OF PROTECTED CUSTODY INMATES.

6. DEFENDANT BURNS IS A ASSIGNED SERGEANT FOR WEST COUNTY DETENTION FACILITY HE IS LEGALLY RESPONSIBLE FOR THE OPERATION OF WEST COUNTY DETENTION FACILITY AND FOR THE WELFARE OF ALL THE INMATES AND DEPUTIES SAFETY OF THE FACILITY.

7. DEFENDANT HAYES IS A ASSIGNED SERGEANT FOR WEST COUNTY DETENTION FACILITY. HE IS LEGALLY RESPONSIBLE FOR THE OPERATION OF WEST COUNTY DETENTION FACILITY AND FOR THE WELFARE OF ALL THE INMATES AND DEPUTIES SAFETY OF THE FACILITY.

8. DEFENDANT ELLIS IS A ASSIGNED SERGEANT FOR WEST COUNTY DETENTION FACILITY. HE IS LEGALLY RESPONSIBLE FOR THE OPERATION OF WEST COUNTY DETENTION FACILITY AND FOR THE WELFARE OF ALL THE INMATES AND DEPUTIES SAFETY OF THE FACILITY.

9. EACH DEFENDANT IS SUED INDIVIDUALLY AND IN HIS OFFICIAL CAPACITY. AT ALL TIMES MENTIONED IN THIS COMPLAINT EACH DEFENDANT ACTED UNDER COLOR OF STATE LAW.

## IV. FACTS

10. ON AUGUST 19 2020 PLAINTIFF STANLEY CONDUCTED A SIT DOWN (PROTEST) PERTAINING A NUMBER OF HEALTH AND SAFETY ISSUES ONE PERTAINING A ISSUE (BEING LEGALLY ADDRESSED AS WELL IN CIVIL SUIT) BEING FED FOOD STANLEY IS CLEARLY ALLERGIC TO, AND BEING IGNORED FROM SERGEANT. BURNS, HAYES AND ELLIS AFTER FILING MORE THAN 3 GRIEVANCE ABOUT FEARING FOR SAFETY AND HEALTH. STANLEY FEARING FOR OTHER THINGS CALLED FOX NEWS LETTING THE MEDIA KNOW JUST IN CASE SOMETHING HAPPEN.

11. ABOUT 18 INMATES WERE OUTSIDE WHEN ~~THEY~~ <sup>MULTIPLE</sup> DEPUTIES CAME OUTSIDE DEMANDING ~~THEY~~ <sup>INMATES</sup> TO RETURN TO ~~THEIR~~ <sup>THEIR</sup> CELLS. SERGEANT BURNS AND HAYES COMMANDED THAT IF ~~THEY~~ <sup>THEY</sup> DID NOT RETURN THEY WOULD USE FORCE, WITHOUT TRYING TO FIGURE OUT WHY THE PROTEST



1 WAS BEING CONDUCTED. ALMOST EVERY INMATE HAD DIFFERENT THINGS THEY WANTED  
 2 TO ADDRESS BASED ON NO ONE SEEMED TO GET ANY RESPONSE FROM THERE  
 3 GRIEVANCES. STANLEY DESIDED TO SPEAK OUT ABOUT THE ISSUE AT HAND  
 4 "STANLEY STATED THAT HE FEAR FOR HIS SAFETY AND HIS HEALTH."  
 5 SERGEANT BURNS STATED THAT THERES NOTHEN HE CAN DO.

6 12. ON AUGUST 20, 2020 PLAINTIFF STANLEY NOTICED THAT THERES  
 7 4 INMATES FOUND GUILTY WITH DIFFERENT SENTENCING, BUT ALL FOUR OF  
 8 THE INMATES WERE SENTENCED TO LIFE ONE INMATE WAS SENTENCED  
 9 TO 3 LIFE SENTENCES. THERE WAS EX GANG MEMBERS AND HIGHLY VIOLENT INMATES

10 13. STANLEY REALIZED MOST OF ALL THE INMATES WERE VIOLENT. AND THAT  
 11 MOST WERE WAITING FOR THERE TRANSFER TO PRISON. DUE TO COVID 19  
 12 CDC WAS NOT ACCEPTING PRISONERS. SO MULTIPUL INMATES WERE WAITING

13 14. STANLEY FEARING FOR HIS SAFETY WROTE A REQUEST SLIP ASKING  
 14 CLASSIFICATION CAN HE BE REHOUSED BASED ON THE CIRCUMSTANCES  
 15 "THERE WAS NO RESPOND BACK AT ALL." CAUSING STANLEY TO BE CONCERN

16 15. ON AUGUST 29, A INMATE AWAITING TRIAL FOR MURDER BOAST ON HOW  
 17 HE WAS ABOUT TO ASSUALT PLAINTIFF TO SOME OTHER INMATES.  
 18 STANLEY UNAWARE OF THESE ALLEGATIONS WAS ON THE PHONE.

19 16. AT ABOUT 9:28PM THE INMATE BLIND SIDED PLAINTIFF STANLEY  
 20 FRACTURERING STANLEY NOSE AND DAMAGES TO HIS LEFT EYE CAUSING  
 21 PERNEMENT REDNESS AND SENSITIVITIE TO LIGHT. PLAINTIFF WAS  
 22 PEPPER SPRAYED AND ALSO SENT TO THE HOSPITAL.

23 17. ON AUGUST 30 STANLEY WAS DISCHARGED AND BROUGHT BACK  
 24 TO WEST COUNTY DETENTION FACILITY BACK TO THE BUILDING HE  
 25 WAS ASSUALTED AT, WHICH IS LOCKDOWN BUILDING 4. CONCERN  
 26 OF THIS THING BECAUSE OF THE DISFIGUREMENT OF HIS FACE  
 27 AND LACK OF SAFETY HE REQUEST TO TALK TO THE CLASSIFICATION  
 28 OFFICER. THE RESPONSE BACK WAS "I ALREADY TALK TO HIM REFERRING  
 TO STANLEY. WHEN HE WAS BACK INSIDE HIS CELL STANLEY  
 NOTICED A "KITE" (A PIECE OF PAPPER OR NOTE WITH WRITTING)  
 THAT EXPLAINED THAT "THEY WAS GUNE KILL STANLEY AND STAB HIM  
 AND IT WASENT OVER". STANLEY FELT BECAUSE HIS PLEA FOR A  
 REHOUSING FELL ON DEAF EAR WITH SERGEANT'S AND CLASSIFICATION  
 HE WOULD CONTACT PRISON LAW OFFICE AND HIS LAWYER.

18. ON SEPTEMBER 1 2020 JONES CAME INSIDE BUILDING 4 AND WAS TALKING  
 TO ANOTHER INMATE ~~STANLEY~~ STANLEY DESIDED TO WRITE A GRIEVANCE REGARDING



THE HOODS. JONES TOOK THE GRIEVANCE AND TOLD STANLEY HE WAS PROPERLY HOUSED. STANLEY DISAGREED EXPLAINING HE FEARED FOR HIS SAFETY. JONES LEFT WITHOUT GIVEN PLAINTIFF A COPY OF THE GRIEVANCE.

19. STANLEY WROTE ANOTHER GRIEVANCE ACKNOWLEDGING THE FACT HE HE DIDNT GET A COPY OF THE LAST GRIEVANCE AND ABOUT HIM BEING NOT TAKEN SERIOUS ABOUT HIS SAFETY.

20. ON SEPTEMBER 30 2020 PLAINTIFF STANLEY RECIEVED ANOTHER KITE STATING THAT HE WAS GONE DIE THEY SAW STANLEY TALKING TO CLASSIFICATION. AND NO MATTER WERE STANLEY BE MOVED HE HAD A DEATH SENTENCED AND HE WAS GONE GET TOUCHED.

21. STANLEY TOLD THE FLOOR OFFICER HE FEAR FOR HIS SAFETY AROUND 1PM THE OFFICER CONFINED STANLEY INSIDE HIS CELL STATING HE HAD TO KEEP HIM STANLEY LOCKED DOWN UNTLL CLASSIFICATION COME AND TALK TO HIM. CLASSIFICATION NEVER CAME AND TALK TO STANLEY LEAVING HIM LOCKED INSIDE HIS CELL WITH ACCESS TO A SHOWER OR PHONE.

22. ON OCTOBER 1 2020 JONES CAME AND GAVE STANLEY A OPTION TO EITHER REMAIN HOUSED IN BUILDING 4 OR RECLASS HIMSELF AND GO TO GENERAL POPULATION. STANLEY NO FROM PRIOR STORY'S ABOUT INMATES WITH CHARGES THAT ARE SEX CHARGES STAND NO CHANCE ON GENERAL POPULATION. INMATES WITH CHARGES TEND TO GET JUMPED, STABBED, RAPED, OR DIE. DUE TO THESE OPTIONS STANLEY FELT THAT JONES WAS MALICIOUSLY TRYING TO HAVE STANLEY HARMED AND EXPLAINED THAT HE AGIN FEAR FOR HIS SAFETY. JONES STATED HE WILL NOT HOUSE HIM TO ANOTHER BUILDING.

23. ON OCTOBER 11, 2020 STANLEY WAS LEAVING THE NURSE SEEING LUJUAN HE ASKED HIM CAN HE HAVE A MOMENT OF HIS TIME LUJUAN DISMISSED STANLEY BY WAVING STANLEY OFF SAYING "IM DONE TALKIN TO YOU". STANLEY THEN ASK "HOW IS IT NOBODY WHO IS ASSIGNED TO HOUSE HIM CONCERN ABOUT HIS SAFETY". LUJUAN STATED THAT BECAUSE "YOU ARE SUEING ME I AM NOT HOUSING YOU ANYWHERE UNLESS YOU WILLING TO GO TO GENERAL POPULATION IM NOT MOVING YOU ANY WERE ELSE". STANLEY BROUGHT UP THE FACT THAT HE WAS MANIPULATED BY BEING HOUSED INTO BUILDING 4 AND THAT HE WAS AROUND VIOLENT INMATES AND THAT HE HAD NO VIOLENT BACKGROUND BEING INCARCERATED 2 YEARS WITH NO FIGHTS



1 STANLEY ASKED WHY WAS HE NOT HOUSED ON A NON-LOCKED DOWN HOUSING  
2 UNIT LUJUAN AGIN STATED HE IS NOT MOVING STANLEY AND STATED HE  
3 WAS DONE TALKING.

4 24. ON OCTOBER 20, 2020 PLAINTIFF STANLEY WAS TOLD BY A  
5 INMATE WHO HE SOCIALIZE WITH TOLD HIM THAT TWO INMATES WERE  
6 TALKING ABOUT STABBING STANLEY BECAUSE OF HIS CHARGES. INMATE STANLEY  
7 ASK WHO IT WAS AND THE INMATE SAID IT WAS A SHORT DUDE AND  
8 HE ALWAYS FIGHTING. DUE TO STANLEY NOT AWARE OF WHO IT WAS,  
9 STANLEY KEPT CLOSE TO A AREA WERE NO ONE CAN GET BEHIND HIM

10 25. DUE TO THE FAILURE OF LUJUAN BREACH OF DUTY A EMPLOYEE OF  
11 RESPONDEAT SUPERIOR SERGENTS WHO FAILED PLAINTIFF STANLEY WITH  
12 VICARIOUS LIABILITY BY JONES. STANLEY WAS SUFFERING FROM  
13 NEGLIGENCE ENTRUSTMENT, HIS SAFETY WAS JEOPARDIZED WITH NO  
14 PROMISE OF PROTECTION ALTHOUGH HOUSED IN PROTECTIVE CUSTODY.

15 26. DEPUTIES INSTRUCTED ALL INMATES TO GO TO THE COURTYARD  
16 FOR ANOTHER INMATE WHO IS ALSO IN FEAR FOR HIS SAFETY  
17 ALL 20+ INMATES WERE OUTSIDE INCLUDING STANLEY. THE DOOR WAS  
18 LOCKED TO THE COURT.YARD

19 27. PLAINTIFF WAS POSITIONED ON THE WALL KEEPING HIS EYES OPEN  
20 FOR THE DESCRIPTION HE WAS NOTIFIED ON. WHEN HE TURNED  
21 HIS HEAD HE WAS AGIN ATTACKED BEING BLIND SIDED BY  
22 A SHORT DUDE. STANLEY WAS CUT WITH A OBJECT UNDER  
23 HIS LEFT EAR AND HAD SWELLING ON HIS JAW.

24 28. STANLEY ASKED CAN HE TALK TO CLASSIFICATION OR A SERGEANT  
25 BUT WAS TOLD THEY WERE RESPONDING TO ANOTHER ISSUE.  
26 JONES CAME AND TALKED WITH STANLEY AND STANLEY AGIN  
27 ADDRESSED HIS SAFETY AND HIS HOUSING. STANLEY SHOWED JONES  
28 THE "KITES" AND JONES ASKED FOR THEM STANLEY REFUSED INSTEAD  
LET JONES COPY THEM BECAUSE STANLEY FELT IF HE GAVE THEM  
TO JONES HE WOULD NOT SEE THEM AGIN. HE TOLD JONES HE  
IS GIVING THEM TO HIS LAWYER. JONES EXPLAINED TO STANLEY  
THAT IS NOT MOVING HIM BUT HE NEEDED STANLEY TO REMAINED  
INSIDE HIS CELL UNTILL THEY FIGURE OUT WHO WROTE THE  
"KITES" STANLEY REFUSED TELLING JONES ITS UNFAIR AND HE  
WOULD BE KEPT IN HIS CELL DEPRESSED AND SUFFERING ANXIETY  
UNTILL THE INVESTIGATE SOMTHING THAT WAS CLEAR HIS SAFETY WAS  
AT RISK. SERGEANT HAYES AND DEPUTIES ARRIVED IN BUILDING 4 IN



RESPONSE OF HIM REFUSING TO LOCK DOWN, DEMANDING TO TALK TO A SERGEANT. SERGEANT HAYES DISCREDITED STANLEY PLEA FOR HIS SAFETY INSTEAD SAID IF YOU WANT LOCKDOWN YOU WILL BE BY FORCE. STANLEY DONT PUT YOUR HANDS ON ME SERGEANT HAYES DIRECTED THE DEPUTIES TO OBEY HIS ORDERS AND STANLEY WAS FORCED OUT OF HIS CHAIR BEING HARMED BY A DEPUTY WHO USE UNNESSESSARY FORCE. STANLEY WAS ESCORTED TO INTAKE WITH FULL COMPLIENCE

29. STANLEY WAS ESCORTED TO MARTINEZ DETENTION FACILITY WITH A INCIDENT REPORT PLACED IN D: MODUEL (THE HOLE) BEING FOUND GUILTY.

30. ON OCTOBER 30 2020 STANLEY WAS ESCORTED BACK TO WEST COUNTY DETENTION FACILITY WHILE IN INTAKE STANLEY ASKED WERE WAS HE BEING HOUSED. HE WAS TOLD BACK TO 4 BUILDING. STANLEY SAID HE IS NOT GOEN BACK TO 4 BUILDING BECAUSE OF HIM FEARING HIS SAFETY. SERGEANT ELLIS TOLD DEPUTIES TO SEND HIM BACK TO D. MODUEL. STANLEY; JUST TO BE CLEAR ASKED "SO AFTER PROVIDING CLASSIFICATION "KITES" VERIFYING BEFOR A 2ND ASSUALT AND AFTER BEING ATTACKED TWICE. AND AFTER TELLING YOU I FEAR FOR MY SAFETY. YOU SENDING ME BACK TO A DISIPLINARY UNIT. WITH A INCIDENT REPORT AS IF IM DOEN SOMTHING WRONG." SERGEANT ELLIS REPLYED "IM DONE PLAYING GAMES" AND HAD DEPUTIES HANDOFF STANLEY, AND ESCORTING HIM BACK TO MARTINEZ DETENTION FACILITY D. MODUEL

#### V. EXHAUSTION OF LEGAL REMEDIES

31. PLAINTIFF STANLEY USED THE COUNTY JAIL GRIEVANCE PROCEDURE AVAILABLE AT WEST COUNTY DETENTION FACILITY TO TRY AND ACKNOWLEDGE THE PROBLEM ON AUGUST 13 2020. SEPTEMBER 1 2020. AND SEPTEMBER 30, 2020 PLAINTIFF STANLEY PRESENTED FACTS RELATED TO COMPLAINT. ON NO TIME DID PLAINTIFF GET A RESPOND BACK FROM CLASSIFICATION OR SERGENTS BUT ONLY HAVE COPY'S VERIFYING PLAINTIFF STANLEY DID EXERCISE HIS RIGHTS STANLEY'S "KITES" AND GRIEVANCE'S ARE ATTACHED.



## VI. LEGAL CLAIMS

32. PLAINTIFF REALIEGE AND INCORPORATE BY REFERENCE PARAGRAPH 1-33.

33. DEFENDANT BURNS FAILED TO REGARD PLAINTIFF CONCERN OF HIS SAFETY HIS PART AS IN COMPARATIVE NEGLIGENCE, NOT PREVENTING A SAFETY ISSUE THAT CAUSED A CHAIN OF EVENTS. DEFENDANT BURNS IGNORED GRIEVANCE'S WRITE BY PLAINTIFF AND FAILED TO RESPOND BACK DEFENDANT BURNS ACTIONS VIOLATED PLAINTIFF STANLEY RIGHTS UNDER THE EIGHTH AMENDMENT TO THE UNITED STATES CONSTITUTION, AND CAUSED PLAINTIFF STANLEY PAIN, SUFFERING, PHYSICAL INJURY, EMOTIONAL DISTRESS. AND P.T.S.D

34. DEFENDANT JONES DELIBERATELY IGNORED THE PLEA PLAINTIFF STANLEY ADDRESSED OF HIS SAFETY. BY FILING A GRIEVANCE STANLEY PRACTICED THE PROCEDURES OF CONTRA COSTA COUNTY INMATE GRIEVANCE JONES NEVER RESPONDANT BACK. JONES MALICIOUS INTENT GIVING STANLEY A OPTION TO RECLASS TO GENERAL POPULATION AWARE WITH HIS TRAINING AND EXPERIENCE THAT INMATES WITH SEX CHARGES ARE POSED A LIABILITY IS PRONE TO BE ASSUALTED. JONES VICARIOUS LIABILITY AND FAILURE OF BREACH OF DUTY, THAT CAUSED PLAINTIFF TO BE ASSUALTED NOT ONCE BUT TWICE. AWARE OF STANLEY FEAR AND CONCERN MALICIOUSLY IGNORED THE CONCERN VIOLATES PLAINTIFF STANLEY RIGHTS UNDER THE EIGHTH AND FOURTEENTH AMENDMENT TO THE UNITED STATES CONSTITUTION, AND CAUSED PLAINTIFF STANLEY PAIN, SUFFERING, PHYSICAL INJURY, EMOTIONAL DISTRESS AND DENYING OF THE EQUAL PROTECTION OF LAWS.

35. DEFENDANT LUJUAN DELIBERATELY IGNORED THE PLEA PLAINTIFF STANLEY ADDRESSED OF SAFETY AND CONCERNS. PLAINTIFF STANLEY WAS TOLD WITH DELIBERATE DIFFERENCES THAT BECAUSE STANLEY WOULD SUE DEFENDANT HE WOULD NOT MOVE STANLEY DESPITE STANLEY ADDRESSING HIS CONCERNS LUJUAN MALICIOUS INTENT GIVING STANLEY A OPTION TO RECLASS TO GENERAL POPULATION AWARE WITH HIS TRAINING AND EXPERIENCE THAT INMATES WITH SEX CHARGES ARE POSED AS A LIABILITY AND IS PRONE TO BE ASSUALTED. LUJUAN VICARIOUS LIABILITY'S AND FAILURE OF BREACH OF DUTY THAT CAUSED PLAINTIFF STANLEY TO BE ASSUALTED NOT ONCE BUT TWICE. AWARE OF STANLEY FEAR AND CONCERNS, MALICIOUS IGNORED THE CONCERNS OF STANLEY VIOLATES PLAINTIFF STANLEY RIGHT UNDER THE EIGHTH AND FOURTEENTH AMENDMENT TO THE UNITED STATES



1 CONSTITUTION AND CAUSED PLAINTIFF STANLEY PAIN, SUFFERING, PHYSICAL  
2 INJURY, EMOTIONAL DISTRESS AND DENYING PLAINTIFF STANLEY THE EQUAL  
3 PROTECTION OF LAWS.

4 36. DEFENDANT HAYES DISREGARDED STANLEY PLEA FOR HIS SAFETY BY  
5 IGNORING HIS REQUEST TO BE PROPERLY HOUSED. DEFENDANT RESPOND  
6 TO ANY OF THE GRIEVANCE BUT DELIBERATELY IGNORED PLAINTIFF STANLEY  
7 AS A RESPONDEAT SUPERIOR SERGEANT WHO FAILED PLAINTIFF VIOLATES  
8 PLAINTIFF STANLEY RIGHTS UNDER EIGHTH AMENDMENT TO THE UNITED  
9 STATES CONSTITUTION, AND CAUSED PLAINTIFF STANLEY PAIN, SUFFERING  
10 AND EMOTIONAL DISTRESS.

11 37. DEFENDANT ELLIS DELIBERATELY IGNORED PLAINTIFF STANLEY WITH  
12 MILIGIOUS INTENT PLANED TO ASSIGNED STANLEY BACK TO BUILDING 4  
13 WERE STANLEY WAS ATTACKED TWICE, AS A RESPONDEAT SUPERIOR  
14 SERGEANT WHO FAILED PLAINTIFF VIOLATES PLAINTIFF STANLEYS RIGHTS  
15 UNDER EIGHTH AMENDMENT TO THE UNITED STATES CONSTITUTION  
16 AND CAUSED PLAINTIFF STANLEY PAIN, SUFFERING AND EMDIONAL  
17 DISTRESS.

18 38. BY DEFENDANT LUJUAN STATING BECAUSE OF PLAINTIFF STANLEY  
19 SUEING HIM HE WILL NOT MOVE STANLEY RETALIATING AGAINST  
20 PLAINTIFF UNLAWFULLY, IN VIOLATION OF PLAINTIFF STANLEY FIRST  
21 AMENDMENT TO THE UNITED STATES CONSTITUTION THESE ACTIONS  
22 ALSO ILLEGAL CAUSED PLAINTIFF STANLEY INJURY TO HIS FIRST  
23 AMENDMENT RIGHT.

24 39. PLAINTIFF STANLEY HAS NO PLAIN, ADEQUATE OR COMPLETE REMEDY AT  
25 LAW TO REDRESS THE WRONGS BESIDE VIDEO CAMERA THAT PLAINTIFF  
26 HAS NO ACCESS TO DESCRIBE HEREIN. PLAINTIFF HAS BEEN AND WILL  
27 CONTINUE TO BE IRREPARABLY INJURED BY THE CONDUCT OF THE  
28 DEFENDANTS UNLESS THE COURTS GRANT THE DECLARATORY AND  
INJUNCTIVE RELIEF WHICH PLAINTIFF SEEKS.

## VII. PRAYER FOR RELIEF

WHEREFORE, PLAINTIFF RESPECTFULLY PRAY THAT THIS COURT ENTER  
JUDGMENT:

40. GRANTING PLAINTIFF STANLEY A DECLARATION THAT THE ACTS AND  
OMISSIONS DESCRIBED HEREIN VIOLATES HIS RIGHTS UNDER THE  
CONSTITUTION AND LAWS OF THE UNITED STATES. AND

41. A PRELIMINARY AND PERMANET INJUNCTION ORDERING DEFENDANTS  
BURNS, JONES, LUJUAN, ELLIS AND HAYES STOP DISREGARDING THE  
SAFETY OF OTHERS, AND NOT CONTINUE ALLOW OTHER INMATES TO  
FEAR FOR THERE SAFETY AND NOT DO ANYTHING, AND

42. GRANTING PLAINTIFF STANLEY COMPENSATORY DAMAGES IN THE AMOUNT



1 OF \$175,000 AGAINST EACH DEFENDANT, JOINTLY AND SEVERALLY.

2 43. PLAINTIFF STANLEY SEEKS PUNITIVE DAMAGES IN THE AMOUNT OF  
3 \$175,000.00 PLAINTIFF SEEKS THESE DAMAGES AGAINST EACH  
4 DEFENDANT, JOINTLY AND SEVERALLY.

5 44. PLAINTIFF ALSO SEEK A JURY TRIAL ON ALL ISSUES TRIABLE BY  
6 JURY.

7 45. PLAINTIFF ALSO SEEK RECOVERY OF HIS COSTS IN THIS SUIT,  
8 AND.

9 46. ANY ADDITIONAL RELIEF THE COURTS DEEMS JUST PROPER AND  
10 EQUITABLE.

11 DATED:

12  
13 RESPECTFULLY SUBMITTED,

14 RODRIC PETRECE STANLEY JR.

15 #CC18K0926  
16  
17

18 VERIFICATION

19 I HAVE READ THE FORGOING COMPLAINT AND HEREBY VERIFY THAT  
20 THE MATTERS ALLEGED THEREIN ARE TRUE, EXCEPT AS TO MATTERS  
21 ALLEGED ON INFORMATION AND BELIEF. AND AS TO THOSE, I BELIEVE  
22 THEM TO BE TRUE. I CERTIFY UNDER PENALTY OF PERJURY THAT THE  
23 FORGOING IS TRUE AND CORRECT.

24 EXECUTED AT RICHMOND CALIFORNIA ON

25 

26 RODRIC PETRECE STANLEY JR.  
27  
28  
PAGE 9



**BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY**  
**INSTRUCTIONS TO CLAIMANT**

- A. A claim relating to a cause of action for death or for injury to person or to personal property or growing crops shall be presented not later than six months after the accrual of the cause of action. A claim relating to any other cause of action shall be presented not later than one year after the accrual of the cause of action.  
 (Gov. Code § 911.2.)
- B. Claims must be filed with the Clerk of the Board of Supervisors at its office in Room 106, County Administration Building, 651 Pine Street, Martinez CA 94553.
- C. If claim is against a district governed by the Board of Supervisors, rather than the County, the name of the District should be filed in.
- D. If the claim is against more than one public entity, separate claims must be filed against each public entity.
- E. Fraud- See penalty or fraudulent claims, Penal Code Sec. 72 at the end of this form.

RE: Claim By: RODRIC P. STANLEY JR

Reserved for Clerk's filing stamp

Against the County of Contra Costa or  
WEST COUNTY DETENTION FACILITY District)  
 (Fill in the name)

Classification & Sergeant's

The undersigned claimant hereby makes claim against the County of Contra Costa or the above-named district in the sum of \$ 175,000.00 and in support of the claim represents as follows:

1. When did the damage or injury occur? (Give exact date and hour)  
August 29, 2020 Saturday 9:28pm
2. Where did the damage or injury occur? (Include city and county)  
West County Detention Facility, Richmond Contra Costa County
3. How did the damage or injury occur? (Give full details; use extra paper if required)  
Being assaulted by a high risk inmate while i talked on the phone  
(See paper attached)
4. What particular act or omission on the part of county or district officers, servants or employees caused the damage or injury?  
Housing me in a building were high risk inmates who are sentence to life in prison, jeopardizing my person after being addressed multiple times. Classification & Sergeant's failed to properly house me
5. What are the names of county or district officers, servants or employees causing the damage or injury?  
Sergeant Burns, Classification Jones & Lohman
6. What damage or injuries do you claim resulted? (Give full extent of injuries or damages claimed. Attach two estimates for auto damage.)  
My eye was infected, causing me to only be able to see out of my right eye, my nose was fractured, & a cut in the middle of my nose, My face was disfigured.



7. How was the amount claimed above computed? (Include the estimated amount of any prospective damage or injury.) *Pain & suffering, anguish, mental abuse, PTSD, disfigurement of my eye & nose (face) hospital bill*
8. Names and addresses of witnesses, doctors and hospitals:  
*5555 Giant Highway Richmond B, Nurse Rose  
Michael H. Nguyen, MD 2500 Alhambra, Martinez Ca, 94553*
9. List the expenditures you made on account of the accident or injury:

DATETIMEAMOUNT

SEND NOTICES TO: (Attorney)

Name and address of Attorney

) Gov. Code Sec. 9110.2 provides "The claim shall be  
) signed by the claimant or by some person on his behalf.  
)

) *[Signature]*  
) (Claimant's Signature)  
)

) *1639 47th ave Oakland Ca 94601*  
) (Address)  
)

Telephone No.

) Telephone No. *(510) 961-9308*  
)

**PUBLIC RECORDS NOTICE:**

Please be advised that this claim form, or any claim filed with the County under the Tort Claims Act is subject to public disclosure under the California Public Records Act. (Gov. Code §§ 6500 et seq.) Furthermore, any attachments, addendums, or supplements attached to the claim form, including medical records, are also subject to public disclosure.

**NOTICE:**

*Section 72 of the Penal Code provides:*

Every person who, with intent to defraud, presents for allowance or for payment to any state board or officer, or to any county, city or district board or officer, authorized to allow or pay the same if genuine, any false or fraudulent claim, bill, account voucher, or writing, is punishable either by imprisonment in the County jail for a period of not more than one year, by a fine of not exceeding one thousand dollars (\$1000.00), or by both such imprisonment and fine, or by imprisonment in the state prison, by a fine of not exceeding ten thousand dollars (\$10,000.000, or by both such imprisonment and fine.

#3 How did the damage or injury occur? I brought to Classification attention that my person was in danger. Nothen happen when addressed, on August 29 2020 i was assaulted i was upstairs in building 4 talking on the phone when a inmate punched me striking my eye & causing the phone in my hand to strike my nose fracturing the left part of the bridge of my nose i alone was pepper sprayed in the same eye i was assaulted by the inmate.